



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

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ATTORNEY GENERAL

DIVISION OF STATE COUNSEL  
LITIGATION BUREAU

Writer Direct: (518) 776-2604

March 31, 2016

Honorable Daniel J. Stewart  
James T. Foley U.S. Courthouse  
445 Broadway, 4<sup>th</sup> Floor  
Albany, NY 12207

Re: *Whitley v. Bean*  
15-CV-0378 (MAD)(DJS)

Dear Judge Stewart:

As of today's date, plaintiff's attorney has not entered a notice of appearance with the court on this matter. With the deadline for discovery once again approaching, I respectfully request that discovery be stayed until either: 1) Mr. Muniz files a notice of appearance or 2) Mr. Muniz files a letter with the court indicating that he will not be representing the plaintiff in this matter. I would then request a 45 day extension of the discovery deadline from that date in order for plaintiff's deposition to be taken.

Thank you for your consideration of this request.

*Pursuant to 28 U.S.C. § 1746 I declare that, on this date, I caused the plaintiff and his attorney to be served with a copy of this letter (and any aforementioned documents) by First-Class United States Mail at the addresses listed below.*

Respectfully,

*s/Ryan E. Manley*

Ryan E. Manley  
Assistant Attorney General  
Bar Roll No. 303048

cc: Attorney Rafael Muniz  
Blake & Associates  
65 Broadway, Suite 714  
New York, NY 10006  
**VIA FIRST CLASS MAIL**

Vidal Whitley  
10-B-2619  
Elmira Correctional Facility  
1879 Davis Street  
Elmira, NY 14901  
**VIA FIRST CLASS MAIL**